



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

U.S. PATENT APPLICATION SERIAL NO. .... 10/634,226  
FILING DATE ..... 5 August 2003  
INVENTORS ..... Paul A. Vaicunas and Wilbur R. Primos  
ASSIGNEE ..... Primos, Inc.  
GROUP ART UNIT ..... 3711  
EXAMINER ..... Unknown  
ATTORNEY'S DOCKET NO. .... 46170.0080  
TITLE ..... "Friction Game Call Apparatus With Eternal Sound Chamber"

**TRANSMITTAL LETTER AND CERTIFICATE OF MAILING**

To: Mail Stop DD  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

From: L. Grant Foster  
HOLLAND & HART LLP  
555 - 17<sup>th</sup> Street, Suite 3200  
P.O. Box 8749  
Denver, Colorado 80201  
Telephone: (801) 595-7830  
Facsimile: (801) 364-9124

Enclosed are the items listed below submitted regarding the matter identified above:

1. Transmittal Letter with Certificate of Mailing included
2. PTO Return Postcard Receipt
3. Information Disclosure Statement
4. Form PTO-1449 (5 Sheets)
5. Copy of Cited References

**Deposit Account Authorization** - The Commissioner is hereby authorized to charge payment of any applicable fees to Deposit Account No. 08-2623.

Date: 12 FEBRUARY 2004

By: 

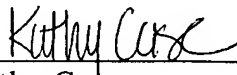
L. Grant Foster  
Reg. No. 33,236

**CERTIFICATE OF MAILING**

I hereby certify the items listed above as enclosed are being deposited with the U.S. Postal Service as either first class mail or Express Mail, if the blank for Express Mail No. is completed below, in an envelope addressed to Mail DD, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the below indicated date.

**Express Mail No.**

Date: 12 February 2004

Signature: 

Name: Kathy Case



## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

U.S. PATENT APPLICATION SERIAL NO. ....10/634,226  
FILING DATE..... 5 August 2003  
INVENTORS..... Paul A. Vaicunas and Wilbur R. Primos  
ASSIGNEE..... Primos, Inc.  
EXAMINER ..... Unknown  
ART UNIT.....3711  
ATTORNEY'S DOCKET NO. ....46170.0080  
TITLE ..... "Friction Game Call Apparatus with External Sound Chamber"

### INFORMATION DISCLOSURE STATEMENT

To: Mail Stop DD  
Commissioner for Patents  
P.O. Box 1450  
Washington, D.C. 22313-1450

From: L. Grant Foster  
HOLLAND & HART LLP  
555 - 17<sup>th</sup> Street, Suite 3200  
P.O. Box 8749  
Denver, Colorado 80201  
Telephone: (801) 595-7830  
Facsimile: (801) 364-9124

The citations listed on attached PTO Form 1449 may be material to the examination of the subject application. Applicant submits copies of these references in compliance with the duty of disclosure defined in 37 C.F.R. §§1.56, 1.97-1.99. The Examiner is requested to review and make these references of record in the above-referenced application.

This submission does not represent that a search has been made or that no better art exists. Further, this submission does not constitute an admission that each or all of the listed documents are material or constitute "prior art." If the Examiner applies any of the documents as prior art against any claim in the application and Applicant determines that the cited documents do not constitute "prior art," Applicant reserves the right to present the relevant facts and law regarding such documents. Applicant reserves the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should one or more of the documents be applied against the claims of the present application.

Applicant respectfully requests expeditious examination and a favorable action on the merits.

Respectfully submitted,

Date: 12 FEBRUARY 2004

A handwritten signature in black ink, appearing to read "G. Foster", written over a horizontal line.

Grant Foster  
Reg. No. 33,236

Form PTO-1449		U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE		ATTY. DOCKET NO. 46170.0080		SERIAL NO. 10/634,226	
<b>LIST OF ART CITED BY APPLICANT</b> (Use several sheets if necessary)				APPLICANT: Primos, Inc.			
				FILING DATE: 5 August 2003		GROUP: 3711	

U.S. PATENT DOCUMENTS							
*Examiner Initial	Document Number	Date	Name	Class	Subclass	Filing Date If Appropriate	
AA	5,607,091	03-04-1997	John Musacchia	224/222	224/250	07-05-1995	
AB	5,111,981	05-12-1992	Melvin L. Allen	224/202	224/250	02-19-1991	
AC	5,244,430	09-14-1993	Roy A. Legursky	446/397	446/26	07-30-1992	
AD	5,035,390	07-30-1991	Joseph Sanders	248/341	446/397	04-11-1990	
AE	5,431,590	07-11-1995	Frederick M. Abbas	446/207	446/397	09-10-1993	
AF	5,704,154	01-06-1998	Joe Galfidi, Jr.	42/90	446/397	04-25-1996	
AG	5,716,254	02-10-1998	William L. Bowes	446/397	446/418	07-26-1996	
AH	5,947,353	09-07-1999	Reid P. Johnson	224/267	224/222	01-02-1998	
AI	6,328,626	12-11-2001	Steve D. Eubanks	446/397	446/213	10-19-1999	
AJ	6,370,807	04-16-2002	Anthony R. Eisenbut	42/90	446/397	08-26-1999	
AK	6,010,389	01-04-2000	George William Terll	446/404	446/420	04-24-1998	

FOREIGN PATENT DOCUMENTS							
Document Number	Date	Country	Class	Subclass	Translation		
					Yes	No	
AL							
AM							
AN							
AO							
AP							

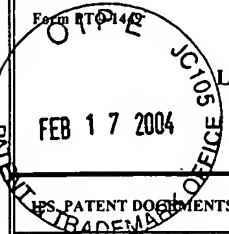
OTHER PRIOR ART (including Author, Title, Date, Pertinent Pages, Etc.)			
	AR		
	AS		
	AT		

EXAMINER	DATE CONSIDERED
----------	-----------------

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

Form PT-142 		U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE		ATTY. DOCKET NO. 46170.0080 SERIAL NO. 10/634,226	
<b>LIST OF ART CITED BY APPLICANT</b> (Use several sheets if necessary)				APPLICANT: Primos, Inc.	
				FILING DATE: 5 August 2003 GROUP: 3711	

U.S. PATENT DOCUMENTS							
*Examiner Initial	Document Number	Date	Name	Class	Subclass	Filing Date If Appropriate	
	AA	2,165,073	Edward Schwartz	24-265		01-18-1938	
	AB	3,824,949	Christopher J. Aquila	116/137R	46/179	11-24-1972	
	AC	4,862,625	Rex H. Dolan	43/1	446/397	11-25-1988	
	AD	4,968,283	Steve Montgomery	446/419	446/397	10-16-1989	
	AE	5,136,726	Elizabeth Kellin et al.	2/244	27/08	04-03-1991	
	AF	5,352,146	Keith W. Stuart	446/397	446/81	10-22-1993	
	AG	5,419,304	Roger K. Pardue	124/86	446/397	12-10-1993	
	AH	5,802,197	Daniel B. Fulcher	381/205	381/56	03-18-1997	
	AI	5,964,054	Joe Galfidi, Jr.	42/90	446/302	01-05-1998	
	AJ	6,149,492	James Deff Davis, Jr.	446/397	446/202	05-22-1998	
	AK	6,312,309	John D. Ocwieja	446/397	446/26	09-28-2000	

FOREIGN PATENT DOCUMENTS							
	Document Number	Date	Country	Class	Subclass	Translation	
						Yes	No
	AL						
	AM						
	AN						
	AO						
	AP						

OTHER PRIOR ART (including Author, Title, Date, Pertinent Pages, Etc.)			
	AR		
	AS		
	AT		

EXAMINER	DATE CONSIDERED
----------	-----------------

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

Form PTO-1449		U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE		ATTY. DOCKET NO. 46170.0080		SERIAL NO. 10/634,226	
<b>LIST OF ART CITED BY APPLICANT</b> (Use several sheets if necessary)				APPLICANT: Primos, Inc.			
				FILING DATE: 5 August 2003		GROUP: 3711	
<b>U.S. PATENT DOCUMENTS</b>							
*Examiner Initial	Document Number	Date	Name	Class	Subclass	Filing Date If Appropriate	
	AA	6,155,244	12-05-2000	Terry Gerard McClanahan	124/86	446/404	03-06-2000
	AB	6,416,379	07-09-2002	Simon M. Topman	446/204	446/202	04-27-2000
	AC	1,548,628	08-04-1925	Edward R. Petrie			11-08-1921
	AD	2,573,856	11-06-1951	James C. Malone, Sr.			11-03-1949
	AE	2,666,408	01-19-1954	George H. Riviere			06-05-1951
	AF	3,435,556	04-01-1969	Robert E. Clarke			10-11-1965
	AG	4,387,531	06-14-1983	Bart M. Jacob	46/189		10-05-1981
	AH	4,683,588	07-28-1987	Mei Goldberg	381/61	379/430	10-17-1985
	AI	4,690,653	09-01-1987	Mei Goldberg	446/27	2/173	09-01-1987
	AJ	4,876,674	10-24-1989	Kevin W. Parmely et al.	367/139	116/22	08-15-1988
	AK	4,957,057	09-18-1990	Albert Marcucci	116/22A	119/29	12-30-1988
<b>FOREIGN PATENT DOCUMENTS</b>							
	Document Number	Date	Country	Class	Subclass	Translation	
						Yes	No
	AL						
	AM						
	AN						
	AO						
	AP						
<b>OTHER PRIOR ART (including Author, Title, Date, Pertinent Pages, Etc.)</b>							
	AR						
	AS						
	AT						
<b>EXAMINER</b>				<b>DATE CONSIDERED</b>			
*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.							

Form PTO-1449		U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE			ATTY. DOCKET NO. 46170.0080		SERIAL NO. 10/634,226	
LIST OF ARTS CITED BY APPLICANT (Use several sheets if necessary)					APPLICANT: Primos, Inc.			
					FILING DATE: 5 August 2003		GROUP: 3711	

U.S. PATENT DOCUMENTS							
*Examiner Initial	Document Number	Date	Name	Class	Subclass	Filing Date If Appropriate	
AA	5,115,472	05-19-1992	Kyung T. Park et al.	381/152	40/455	10-07-1988	
AB	5,394,565	03-07-1995	Patrick D. Stewart et al.	2/69	2/69.5	04-29-1993	
AC	5,484,316	01-16-1996	Mark E. Poirier	446/28	446/144	11-29-1994	
AD	5,555,664	09-17-1996	Robert S. Shockley	43/1	446/397	01-26-1995	
AE	5,928,056	07-27-1999	Andrew Molotschko	446/418	446/397	02-04-1998	
AF	6,003,261	12-21-1999	Norman Stinson French	43/1	446/397	06-22-1995	
AG	6,042,452	03-28-2000	Gary L. Neibrugge	446/397	446/418	04-20-1998	
AH	6,053,793	04-25-2000	Billy Green	446/192	446/188	02-04-1999	
AI	6,112,330	09-05-2000	Thomas Bryan	2/160	116/137R	09-25-1997	
AJ	6,210,251	04-03-2001	Wilbur R. Primos et al.	446/397	446/418	12-05-1998	
AK	5,568,127	10-22-1996	Harry H. J. Bang	340/575	116/1	10-27-1995	

FOREIGN PATENT DOCUMENTS							
Document Number	Date	Country	Class	Subclass	Translation		
					Yes	No	
AL							
AM							
AN							
AO							
AP							

OTHER PRIOR ART (including Author, Title, Date, Pertinent Pages, Etc.)			
	AR		
	AS		
	AT		

EXAMINER	DATE CONSIDERED
----------	-----------------

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

Form PTO-1449		U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE		ATTY. DOCKET NO. 46170.0080		SERIAL NO. 10/634,226	
<b>LIST OF ART CITED BY APPLICANT</b> (Use several sheets if necessary)				APPLICANT: Primos, Inc.			
				FILING DATE: 10-27-1995		GROUP: 3711	

U.S. PATENT DOCUMENTS							
*Examiner Initial	Document Number	Date	Name	Class	Subclass	Filing Date If Appropriate	
AA	6,231,418	05-15-2001	Bruce J. Hancock et al.	446/207	446/397	09-03-1999	
AB	6,234,865	05-22-2001	Michael Landen Battey	446/419	446/397	10-05-1999	
AC	6,289,626	09-18-2001	Hershel Earnest Williams	43/2	43/1	03-06-2000	
AD	6,394,875	05-28-2002	Terry Smith	446/404	446/397	03-31-2000	
AE	5,988,469	11-23-1999	John Musacchia	224/267	224/222	05-28-1996	
AF	Pub. No. US 2001/0018311	08-30-2001	John Musacchia	446/418		10-19-1998	
AG							
AH							
AI							
AJ							
AK							

FOREIGN PATENT DOCUMENTS							
Document Number	Date	Country	Class	Subclass	Translation		
					Yes	No	
AL							
AM							
AN							
AO							
AP							

OTHER PRIOR ART (including Author, Title, Date, Pertinent Pages, Etc.)			
	AR		
	AS		
	AT		

EXAMINER	DATE CONSIDERED
----------	-----------------

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.